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UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF WYOMING

ROBERT PEAT, Wrongful Death Representative }
for the Estate of Scott Peat and Marten Transport, }
LTD. as Involuntary Plaintiff, }
} Plaintiffs, }
} vs. } } Civil No. 24-CV-98R
} }
BENNETT HEAVY AND SPECIALIZED, LLC, }
CHASE POE, Appointed Administrator for the }
ESTATE OF DAVID POE and ESTATE OF }
PATRICIA POE, }
} Defendants. }

***DEFENDANT ESTATE OF PATRICIA POE'S
MOTION TO DISMISS***

The Estate of Patricia Poe (hereinafter "Defendant"), pursuant to FED. R. CIV. P. 12(b)(6) and U.S.D.C.L.R. 7.1(b)(2), hereby moves this Court to dismiss Plaintiff's *Complaint* [Doc. No. 1] as to the Estate of Patricia Poe. All causes of action and damages claims against the Estate of Patricia Poe are subject to dismissal for the reasons set forth in the accompanying *Defendant Estate of Patricia Poe's Memorandum in Support of Motion to Dismiss*.

NOW THEREFORE, Defendant Estate of Patricia Poe respectfully requests that the Court dismiss Plaintiff's *Complaint* as to the Estate of Patricia Poe, and award Defendant all other relief it deems appropriate as a result of the dismissal.

Dated: 18 June 2024.

THE ESTATE OF PATRICIA POE, Defendant

BY: s/Tyson R. Woodford

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CERTIFICATE OF SERVICE

I certify the foregoing ***Defendant Estate of Patricia Poe's Motion to Dismiss*** was served upon all parties to this action pursuant to the Federal Rules of Civil Procedure on 18 June 2024, and that copies were served as follows:

Grant H. Lawson/Joseph Chenchar
Metier Law Firm
4828 S. College Avenue
Fort Collins, CO 80525
Attorney for Plaintiff

- U.S. MAIL
- FED EX
- FAX
- HAND DELIVERED
- EMAIL
- E-FILE

s/Norma J. Hubka

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